

AMENDED  
APPLICATION FOR PERMIT  
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Nº 37793

Date of filing in State Engineer's Office..... APR 10 1979  
Returned to applicant for correction. .... SEP 20 1979  
..... NOV 13 1979  
Corrected application filed.....  
Map filed..... NOV 13 1979

The applicant..... Boies Ranches c/o Boyack Surveying, Inc.  
..... 515 South Fifth Street....., of Elko.....  
..... Nevada 89801....., hereby make..... application for permission to appropriate the public  
....., hereby make..... application for permission to appropriate the public  
waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorpora-  
tion; if a copartnership or association, give names of members.)..... Boies Ranches (a Nevada  
Corporation) December 30, 1959, Nevada

1. The source of the proposed appropriation is..... Spring No. 2.....  
..... Name of stream, lake or other source.
2. The amount of water applied for is..... 0.5 cfs..... second-feet  
..... One second-foot equals 448.83 gals. per min.  
(a) If stored in reservoir give number of acre-feet..... acre-feet
3. The water to be used for..... Stockwater.....  
..... Irrigation, power, mining, manufacturing, domestic, or other use.
4. If use is for:  
(a) Irrigation (state number of acres to be irrigated).....  
(b) Stockwater (state number and kinds of animals to be watered)..... 1000 Cattle  
(c) Other use (describe fully under "No. 12. Remarks").....  
(d) Power:  
(1) Horsepower developed.....  
(2) Point of return of water to stream.....
5. The water is to be diverted from its source at the following point: SE $\frac{1}{4}$  SE $\frac{1}{4}$  Section 22, T 43 N,  
R 62 E, MDB & M., at a point from which the SE Corner of said Section  
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,  
22 bears S 16° 12' 22" E 1057.00 feet.  
it should be stated.
6. Place of use..... SE $\frac{1}{4}$  SE $\frac{1}{4}$  Section 22, T 43 N, R 62 E, MDB & M.  
Describe by legal subdivision, if on unsurveyed land it should be so stated.
7. Use will begin about..... January 1..... and end about..... December 31....., of each year.  
..... Day and Month..... Day and Month
8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and  
specifications of your diversion or storage works.)..... Improve Spring  
.....  
State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.  
.....  
.....

9. Estimated cost of works. \$1000
10. Estimated time required to construct works 3 years
11. Estimated time required to complete the application to beneficial use 5 years
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Applicant Boies Ranches  
 Pro. 3/25/80 by B.L.M.

Pro. W/D 6/13/84

By /s/ Alan S. Boyack  
Alan S. Boyack  
515 South Fifth Street  
Elko, Nevada 89801

Compared lp/ga js/bc

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the period of use and the average number of livestock served from the waters of this source. The State retains the right to regulate the use of the water herein granted at any and all times but does not take responsibility for the use of the Federal range.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is subject to the condition that the permittee must ensure that wildlife which have customarily used such water will have access thereto, NRS 533.367.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.031 cubic feet per second, or sufficient to water

1000 head of cattle.

Actual construction work shall begin on or before

Proof of commencement of work shall be filed before

Work must be prosecuted with reasonable diligence and be completed on or before August 14, 1986

Proof of completion of work shall be filed before September 14, 1986

Application of water to beneficial use shall be made on or before August 14, 1987

Proof of the application of water to beneficial use shall be filed on or before September 14, 1987

Map in support of proof of beneficial use shall be filed on or before

Commencement of work filed  
 Completion of work filed OCT 14 1986  
 Proof of beneficial use filed OCT 12 1987  
 Cultural map filed  
 Certificate No. 12027 Issued SEP 27 1988  
 Recorded Bk 41 Page  
 County Recorder

IN TESTIMONY WHEREOF, I, PETER G. MORROS  
 State Engineer of Nevada, have hereunto set my hand and the seal of  
 my office, this 14th day of August

A.D. 19 85

Peter G. Morros  
 State Engineer